



January 29, 2016

SENATE BILL No. 290

DIGEST OF SB 290 (Updated January 26, 2016 1:36 pm - DI 106)

Citations Affected: IC 16-41; IC 35-48; IC 35-50.

Synopsis: Criminal law matters. Provides that a person may be convicted of possession with intent to manufacture or deliver a controlled substance without additional evidence of intent to manufacture or deliver if the person possesses more than a specified quantity of the controlled substance. Specifies that the fact that an individual has attended a syringe exchange program may not form any part of a probable cause or reasonable suspicion determination. Permits a person placed on home detention as a condition of pretrial release to earn one day of good time credit for every four days served on pretrial home detention.

Effective: July 1, 2016.

Young R Michael

January 7, 2016, read first time and referred to Committee on Corrections & Criminal Law.
January 28, 2016, amended, reported favorably — Do Pass.

SB 290—LS 6789/DI 106



January 29, 2016

Second Regular Session 119th General Assembly (2016)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2015 Regular Session of the General Assembly.

SENATE BILL No. 290

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 16-41-7.5-9, AS ADDED BY P.L.208-2015,
2 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2016]: Sec. 9. (a) A law enforcement officer may not stop,
4 search, or seize an individual based on the fact the individual has
5 attended a program under this chapter.
6 (b) The fact an individual has attended a program under this chapter
7 may not be the basis, **in whole or in part**, for a **determination of**
8 probable cause **or reasonable suspicion** by a law enforcement officer.
9 SECTION 2. IC 35-48-4-1, AS AMENDED BY P.L.226-2014(ts),
10 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
11 JULY 1, 2016]: Sec. 1. (a) A person who:
12 (1) knowingly or intentionally:
13 (A) manufactures;
14 (B) finances the manufacture of;
15 (C) delivers; or
16 (D) finances the delivery of;
17 cocaine or a narcotic drug, pure or adulterated, classified in

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1 schedule I or II; or
 2 (2) possesses, with intent to:
 3 (A) manufacture;
 4 (B) finance the manufacture of;
 5 (C) deliver; or
 6 (D) finance the delivery of;
 7 cocaine or a narcotic drug, pure or adulterated, classified in
 8 schedule I or II;
 9 commits dealing in cocaine or a narcotic drug, a Level 5 felony, except
 10 as provided in subsections (b) through (e).
 11 (b) A person may be convicted of an offense under subsection (a)(2)
 12 only if:
 13 (1) there is evidence in addition to the weight of the drug that the
 14 person intended to manufacture, finance the manufacture of,
 15 deliver, or finance the delivery of the drug; **or**
 16 (2) **the amount of the drug involved is at least twenty-eight**
 17 **(28) grams.**
 18 (c) The offense is a Level 4 felony if:
 19 (1) the amount of the drug involved is at least one (1) gram but
 20 less than five (5) grams; or
 21 (2) the amount of the drug involved is less than one (1) gram and
 22 an enhancing circumstance applies.
 23 (d) The offense is a Level 3 felony if:
 24 (1) the amount of the drug involved is at least five (5) **grams** but
 25 less than ten (10) grams; or
 26 (2) the amount of the drug involved is at least one (1) gram but
 27 less than five (5) grams and an enhancing circumstance applies.
 28 (e) The offense is a Level 2 felony if:
 29 (1) the amount of the drug involved is at least ten (10) grams; or
 30 (2) the amount of the drug involved is at least five (5) **grams** but
 31 less than ten (10) grams and an enhancing circumstance applies.
 32 SECTION 3. IC 35-48-4-1.1, AS AMENDED BY P.L.226-2014(ts),
 33 SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 34 JULY 1, 2016]: Sec. 1.1. (a) A person who:
 35 (1) knowingly or intentionally:
 36 (A) manufactures;
 37 (B) finances the manufacture of;
 38 (C) delivers; or
 39 (D) finances the delivery of;
 40 methamphetamine, pure or adulterated; or
 41 (2) possesses, with intent to:
 42 (A) manufacture;



1 (B) finance the manufacture of;
 2 (C) deliver; or
 3 (D) finance the delivery of;
 4 methamphetamine, pure or adulterated;
 5 commits dealing in methamphetamine, a Level 5 felony, except as
 6 provided in subsections (b) through (e).

7 (b) A person may be convicted of an offense under subsection (a)(2)
 8 only if:

9 (1) there is evidence in addition to the weight of the drug that the
 10 person intended to manufacture, finance the manufacture of,
 11 deliver, or finance the delivery of the drug; **or**

12 **(2) the amount of the drug involved is at least twenty-eight**
 13 **(28) grams.**

14 (c) The offense is a Level 4 felony if:

15 (1) the amount of the drug involved is at least one (1) gram but
 16 less than five (5) grams; or

17 (2) the amount of the drug involved is less than one (1) gram and
 18 an enhancing circumstance applies.

19 (d) The offense is a Level 3 felony if:

20 (1) the amount of the drug involved is at least five (5) **grams** but
 21 less than ten (10) grams; or

22 (2) the amount of the drug involved is at least one (1) gram but
 23 less than five (5) grams and an enhancing circumstance applies.

24 (e) The offense is a Level 2 felony if:

25 (1) the amount of the drug involved is at least ten (10) grams;

26 (2) the amount of the drug involved is at least five (5) **grams** but
 27 less than ten (10) grams and an enhancing circumstance applies;
 28 or

29 (3) the person is manufacturing the drug and the manufacture
 30 results in an explosion causing serious bodily injury to a person
 31 other than the manufacturer.

32 SECTION 4. IC 35-48-4-2, AS AMENDED BY P.L.226-2014(ts),
 33 SECTION 8, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 34 JULY 1, 2016]: Sec. 2. (a) A person who:

35 (1) knowingly or intentionally:

36 (A) manufactures;

37 (B) finances the manufacture of;

38 (C) delivers; or

39 (D) finances the delivery of;

40 a controlled substance, pure or adulterated, classified in schedule
 41 I, II, or III, except marijuana, hash oil, hashish, salvia, or a
 42 synthetic drug; or



- 1 (2) possesses, with intent to:
 2 (A) manufacture;
 3 (B) finance the manufacture of;
 4 (C) deliver; or
 5 (D) finance the delivery of;
 6 a controlled substance, pure or adulterated, classified in schedule
 7 I, II, or III, except marijuana, hash oil, hashish, salvia, or a
 8 synthetic drug;
 9 commits dealing in a schedule I, II, or III controlled substance, a Level
 10 6 felony, except as provided in subsections (b) through (f).
 11 (b) A person may be convicted of an offense under subsection (a)(2)
 12 only if:
 13 (1) there is evidence in addition to the weight of the drug that the
 14 person intended to manufacture, finance the manufacture of,
 15 deliver, or finance the delivery of the drug; **or**
 16 (2) **the amount of the drug involved is at least twenty-eight**
 17 **(28) grams.**
 18 (c) The offense is a Level 5 felony if:
 19 (1) the amount of the drug involved is at least one (1) gram but
 20 less than five (5) grams; or
 21 (2) the amount of the drug involved is less than one (1) gram and
 22 an enhancing circumstance applies.
 23 (d) The offense is a Level 4 felony if:
 24 (1) the amount of the drug involved is at least five (5) **grams** but
 25 less than ten (10) grams; or
 26 (2) the amount of the drug involved is at least one (1) gram but
 27 less than five (5) grams and an enhancing circumstance applies.
 28 (e) The offense is a Level 3 felony if:
 29 (1) the amount of the drug involved is at least ten (10) **grams** but
 30 less than twenty-eight (28) grams; or
 31 (2) the amount of the drug involved is at least five (5) **grams** but
 32 less than ten (10) grams and an enhancing circumstance applies.
 33 (f) The offense is a Level 2 felony if:
 34 (1) the amount of the drug involved is at least twenty-eight (28)
 35 grams; or
 36 (2) the amount of the drug involved is at least ten (10) **grams** but
 37 less than twenty-eight (28) grams and an enhancing circumstance
 38 applies.
 39 SECTION 5. IC 35-48-4-3, AS AMENDED BY P.L.226-2014(ts),
 40 SECTION 9, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 41 JULY 1, 2016]: Sec. 3. (a) A person who:
 42 (1) knowingly or intentionally:



- 1 (A) manufactures;
- 2 (B) finances the manufacture of;
- 3 (C) delivers; or
- 4 (D) finances the delivery of;
- 5 a controlled substance, pure or adulterated, classified in schedule
- 6 IV; or
- 7 (2) possesses, with intent to manufacture or deliver, a controlled
- 8 substance, pure or adulterated, classified in schedule IV;
- 9 commits dealing in a schedule IV controlled substance, a Class A
- 10 misdemeanor, except as provided in subsections (b) through (f).
- 11 (b) A person may be convicted of an offense under subsection (a)(2)
- 12 only if:
- 13 (1) there is evidence in addition to the weight of the drug that the
- 14 person intended to manufacture or deliver the controlled
- 15 substance; **or**
- 16 (2) **the amount of the drug involved is at least twenty-eight**
- 17 **(28) grams.**
- 18 (c) The offense is a Level 6 felony if:
- 19 (1) the amount of the drug involved is at least one (1) gram but
- 20 less than five (5) grams; or
- 21 (2) the amount of the drug involved is less than one (1) gram and
- 22 an enhancing circumstance applies.
- 23 (d) The offense is a Level 5 felony if:
- 24 (1) the amount of the drug involved is at least five (5) **grams** but
- 25 less than ten (10) grams; or
- 26 (2) the amount of the drug involved is at least one (1) gram but
- 27 less than five (5) grams and an enhancing circumstance applies.
- 28 (e) The offense is a Level 4 felony if:
- 29 (1) the amount of the drug involved is at least ten (10) **grams** but
- 30 less than twenty-eight (28) grams; or
- 31 (2) the amount of the drug involved is at least five (5) **grams** but
- 32 less than ten (10) grams and an enhancing circumstance applies.
- 33 (f) The offense is a Level 3 felony if:
- 34 (1) the amount of the drug involved is at least twenty-eight (28)
- 35 grams; or
- 36 (2) the amount of the drug involved is at least ten (10) **grams** but
- 37 less than twenty-eight (28) grams and an enhancing circumstance
- 38 applies.
- 39 SECTION 6. IC 35-48-4-4, AS AMENDED BY P.L.226-2014(ts),
- 40 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 41 JULY 1, 2016]: Sec. 4. (a) A person who:
- 42 (1) knowingly or intentionally:



- 1 (A) manufactures;
- 2 (B) finances the manufacture of;
- 3 (C) delivers; or
- 4 (D) finances the delivery of;
- 5 a controlled substance, pure or adulterated, classified in schedule
- 6 V; or
- 7 (2) possesses, with intent to:
- 8 (A) manufacture;
- 9 (B) finance the manufacture of;
- 10 (C) deliver; or
- 11 (D) finance the delivery of;
- 12 a controlled substance, pure or adulterated, classified in schedule
- 13 V;
- 14 commits dealing in a schedule V controlled substance, a Class B
- 15 misdemeanor, except as provided in subsections (b) through (f).
- 16 (b) A person may be convicted of an offense under subsection (a)(2)
- 17 only if:
- 18 (1) there is evidence in addition to the weight of the drug that the
- 19 person intended to manufacture, finance the manufacture of,
- 20 deliver, or finance the delivery of the drug; **or**
- 21 (2) **the amount of the drug involved is at least twenty-eight**
- 22 **(28) grams.**
- 23 (c) The offense is a Class A misdemeanor if:
- 24 (1) the amount of the drug involved is at least one (1) gram but
- 25 less than five (5) grams; or
- 26 (2) the amount of the drug involved is less than one (1) gram and
- 27 an enhancing circumstance applies.
- 28 (d) The offense is a Level 6 felony if:
- 29 (1) the amount of the drug involved is at least five (5) **grams** but
- 30 less than ten (10) grams; or
- 31 (2) the amount of the drug involved is at least one (1) gram but
- 32 less than five (5) grams and an enhancing circumstance applies.
- 33 (e) The offense is a Level 5 felony if:
- 34 (1) the amount of the drug involved is at least ten (10) **grams** but
- 35 less than twenty-eight (28) grams; or
- 36 (2) the amount of the drug involved is at least five (5) **grams** but
- 37 less than ten (10) grams and an enhancing circumstance applies.
- 38 (f) The offense is a Level 4 felony if:
- 39 (1) the amount of the drug involved is at least twenty-eight (28)
- 40 grams; or
- 41 (2) the amount of the drug involved is at least ten (10) **grams** but
- 42 less than twenty-eight (28) grams and an enhancing circumstance



- 1 applies.
- 2 SECTION 7. IC 35-48-4-4.6, AS AMENDED BY P.L.168-2014,
 3 SECTION 96, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 4 JULY 1, 2016]: Sec. 4.6. (a) A person who knowingly or intentionally:
 5 (1) manufactures;
 6 (2) finances the manufacture of;
 7 (3) advertises;
 8 (4) distributes; or
 9 (5) possesses with intent to manufacture, finance the manufacture
 10 of, advertise, or distribute;
 11 a substance described in section 4.5 of this chapter commits a Level 5
 12 felony.
- 13 (b) A person may be convicted of an offense under subsection (a)(5)
 14 only if:
 15 (1) there is evidence in addition to the weight of the substance
 16 that the person intended to manufacture, finance the manufacture
 17 of, advertise, or distribute the substance; **or**
 18 **(2) the amount of the substance involved is at least**
 19 **twenty-eight (28) grams.**
- 20 (c) A person who knowingly or intentionally possesses a substance
 21 described in section 4.5 of this chapter commits a Class C
 22 misdemeanor. However, the offense is a Class A misdemeanor if the
 23 person has a previous conviction under this section.
- 24 (d) In any prosecution brought under this section it is not a defense
 25 that the person believed the substance actually was a controlled
 26 substance.
- 27 (e) This section does not apply to the following:
 28 (1) The manufacture, financing the manufacture of, processing,
 29 packaging, distribution, or sale of noncontrolled substances to
 30 licensed medical practitioners for use as placebos in professional
 31 practice or research.
 32 (2) Persons acting in the course and legitimate scope of their
 33 employment as law enforcement officers.
 34 (3) The retention of production samples of noncontrolled
 35 substances produced before September 1, 1986, where such
 36 samples are required by federal law.
- 37 SECTION 8. IC 35-48-4-10, AS AMENDED BY P.L.168-2014,
 38 SECTION 100, IS AMENDED TO READ AS FOLLOWS
 39 [EFFECTIVE JULY 1, 2016]: Sec. 10. (a) A person who:
 40 (1) knowingly or intentionally:
 41 (A) manufactures;
 42 (B) finances the manufacture of;



- 1 (C) delivers; or
- 2 (D) finances the delivery of;
- 3 marijuana, hash oil, hashish, or salvia, pure or adulterated; or
- 4 (2) possesses, with intent to:
- 5 (A) manufacture;
- 6 (B) finance the manufacture of;
- 7 (C) deliver; or
- 8 (D) finance the delivery of;
- 9 marijuana, hash oil, hashish, or salvia, pure or adulterated;
- 10 commits dealing in marijuana, hash oil, hashish, or salvia, a Class A
- 11 misdemeanor, except as provided in subsections (b) through (d).
- 12 (b) A person may be convicted of an offense under subsection (a)(2)
- 13 only if:
- 14 (1) there is evidence in addition to the weight of the drug that the
- 15 person intended to manufacture, finance the manufacture of,
- 16 deliver, or finance the delivery of the drug; **or**
- 17 **(2) the amount of the drug involved is at least:**
- 18 **(A) ten (10) pounds, if the drug is marijuana; or**
- 19 **(B) three hundred (300) grams, if the drug is hash oil,**
- 20 **hashish, or salvia.**
- 21 (c) The offense is a Level 6 felony if:
- 22 (1) the person has a prior conviction for a drug offense and the
- 23 amount of the drug involved is:
- 24 (A) less than thirty (30) grams of marijuana; or
- 25 (B) less than five (5) grams of hash oil, hashish, or salvia; or
- 26 (2) the amount of the drug involved is:
- 27 (A) at least thirty (30) grams but less than ten (10) pounds of
- 28 marijuana; or
- 29 (B) at least five (5) grams but less than three hundred (300)
- 30 grams of hash oil, hashish, or salvia.
- 31 (d) The offense is a Level 5 felony if:
- 32 (1) the person has a prior conviction for a drug dealing offense
- 33 and the amount of the drug involved is:
- 34 (A) at least thirty (30) grams but less than ten (10) pounds of
- 35 marijuana; or
- 36 (B) at least five (5) grams but less than three hundred (300)
- 37 grams of hash oil, hashish, or salvia; or
- 38 (2) the:
- 39 (A) amount of the drug involved is:
- 40 (i) at least ten (10) pounds of marijuana; or
- 41 (ii) at least three hundred (300) grams of hash oil, hashish,
- 42 or salvia; or



1 (B) offense involved a sale to a minor.

2 SECTION 9. IC 35-50-6-3.1, AS AMENDED BY P.L.74-2015,
3 SECTION 33, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2016]: Sec. 3.1. (a) This section applies to a person who
5 commits an offense after June 30, 2014.

6 (b) A person assigned to Class A earns one (1) day of good time
7 credit for each day the person is imprisoned for a crime or confined
8 awaiting trial or sentencing.

9 (c) A person assigned to Class B earns one (1) day of good time
10 credit for every three (3) days the person is imprisoned for a crime or
11 confined awaiting trial or sentencing.

12 (d) A person assigned to Class C earns one (1) day of good time
13 credit for every six (6) days the person is imprisoned for a crime or
14 confined awaiting trial or sentencing.

15 (e) A person assigned to Class D earns no good time credit.

16 **(f) A person assigned to Class P earns one (1) day of good time**
17 **credit for every four (4) days the person serves on pretrial home**
18 **detention awaiting trial.**

19 SECTION 10. IC 35-50-6-4, AS AMENDED BY P.L.168-2014,
20 SECTION 123, IS AMENDED TO READ AS FOLLOWS
21 [EFFECTIVE JULY 1, 2016]: Sec. 4. (a) A person:

- 22 (1) who is not a credit restricted felon; and
23 (2) who is imprisoned for a Level 6 felony or a misdemeanor or
24 imprisoned awaiting trial or sentencing for a Level 6 felony or
25 misdemeanor;

26 is initially assigned to Class A.

27 (b) A person:

- 28 (1) who is not a credit restricted felon; and
29 (2) who is imprisoned for a crime other than a Level 6 felony or
30 misdemeanor or imprisoned awaiting trial or sentencing for a
31 crime other than a Level 6 felony or misdemeanor;

32 is initially assigned to Class B.

33 (c) A person who is a credit restricted felon and who is imprisoned
34 for a crime or imprisoned awaiting trial or sentencing is initially
35 assigned to Class C. A credit restricted felon may not be assigned to
36 Class A or Class B.

37 (d) A person who is not a credit restricted felon may be reassigned
38 to Class C or Class D if the person violates any of the following:

- 39 (1) A rule of the department of correction.
40 (2) A rule of the penal facility in which the person is imprisoned.
41 (3) A rule or condition of a community transition program.

42 However, a violation of a condition of parole or probation may not be



1 the basis for reassignment. Before a person may be reassigned to a
 2 lower credit time class, the person must be granted a hearing to
 3 determine the person's guilt or innocence and, if found guilty, whether
 4 reassignment is an appropriate disciplinary action for the violation. The
 5 person may waive the right to the hearing.

6 (e) A person who is a credit restricted felon may be reassigned to
 7 Class D and a person who is assigned to Class IV may be assigned to
 8 Class III if the person violates any of the following:

9 (1) A rule of the department of correction.

10 (2) A rule of the penal facility in which the person is imprisoned.

11 (3) A rule or condition of a community transition program.

12 However, a violation of a condition of parole or probation may not be
 13 the basis for reassignment. Before a person may be reassigned to Class
 14 III or Class D, the person must be granted a hearing to determine the
 15 person's guilt or innocence and, if found guilty, whether reassignment
 16 is an appropriate disciplinary action for the violation. The person may
 17 waive the right to the hearing.

18 (f) In connection with the hearing granted under subsection (d) or
 19 (e), the person is entitled to:

20 (1) have not less than twenty-four (24) hours advance written
 21 notice of the date, time, and place of the hearing, and of the
 22 alleged misconduct and the rule the **alleged** misconduct is alleged
 23 to have violated;

24 (2) have reasonable time to prepare for the hearing;

25 (3) have an impartial decisionmaker;

26 (4) appear and speak in the person's own behalf;

27 (5) call witnesses and present evidence;

28 (6) confront and cross-examine each witness, unless the hearing
 29 authority finds that to do so would subject a witness to a
 30 substantial risk of harm;

31 (7) have the assistance of a lay advocate (the department may
 32 require that the advocate be an employee of, or a fellow prisoner
 33 in, the same facility or program);

34 (8) have a written statement of the findings of fact, the evidence
 35 relied upon, and the reasons for the action taken;

36 (9) have immunity if the person's testimony or any evidence
 37 derived from the person's testimony is used in any criminal
 38 proceedings; and

39 (10) have the person's record expunged of any reference to the
 40 charge if the person is found not guilty or if a finding of guilt is
 41 later overturned.

42 Any finding of guilt must be supported by a preponderance of the



evidence presented at the hearing.

(g) Except for a credit restricted felon, a person may be reassigned from:

- (1) Class III to Class I, Class II or Class IV;
- (2) Class II to Class I;
- (3) Class D to Class A, Class B, or Class C;
- (4) Class C to Class A or Class B.

A person's assignment to Class III, Class II, Class C, or Class D shall be reviewed at least once every six (6) months to determine if the person should be reassigned to a higher credit time class. A credit restricted felon may not be reassigned to Class I or Class II or to Class A, Class B, or Class C.

(h) This subsection applies only to a person imprisoned awaiting trial. A person imprisoned awaiting trial is initially assigned to a credit class based on the most serious offense with which the person is charged. If all the offenses of which a person is convicted have a higher credit time class than the most serious offense with which the person is charged, the person earns credit time for the time imprisoned awaiting trial at the credit time class of the most serious offense of which the person was convicted. However, this section does not apply to any period during which the person is reassigned to a lower credit time class for a disciplinary violation.

(i) This subsection applies only to a person placed on pretrial home detention awaiting trial. This subsection does not apply to any other person placed on home detention. A person placed on pretrial home detention awaiting trial is assigned to Class P. A person assigned to Class P may not be reassigned to another credit time class while the person is on pretrial home detention awaiting trial.

SECTION 11. IC 35-50-6-8, AS AMENDED BY P.L.74-2015, SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2016]: Sec. 8. ~~(a)~~ A person serving a sentence of life imprisonment without parole does not earn credit time under this chapter.

~~(b) This subsection does not apply to a person confined on home detention as a condition of probation under IC 35-38-2.5. A person spending time in pretrial home detention does not earn any credit time under this chapter.~~



COMMITTEE REPORT

Madam President: The Senate Committee on Corrections and Criminal Law, to which was referred Senate Bill No. 290, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, line 16, delete "ten (10)" and insert "**twenty-eight (28)**".
 Page 3, line 11, delete "ten (10)" and insert "**twenty-eight (28)**".
 Page 4, line 14, delete "ten (10)" and insert "**twenty-eight (28)**".
 Page 5, line 13, delete "ten (10)" and insert "**twenty-eight (28)**".
 Page 6, line 17, delete "ten (10)" and insert "**twenty-eight (28)**".
 Page 7, line 13, delete "ten (10)" and insert "**twenty-eight (28)**".

and when so amended that said bill do pass.

(Reference is to SB 290 as introduced.)

YOUNG R MICHAEL, Chairperson

Committee Vote: Yeas 7, Nays 2.

